

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

PENNY EZELL, on Behalf of Herself and	)	
All Others Similarly Situated,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. CIV-12-787-C
	)	
GRACO CHILDREN'S PRODUCTS INC.,	)	
and NEWELL RUBBERMAID INC.,	)	
	)	
Defendants.	)	

**MEMORANDUM OPINION AND ORDER**

The filing of Plaintiff's Amended Complaint (Dkt. No. 25) has mooted Defendants' Motion to Dismiss (Dkt. No. 7) filed July 23, 2012. The motion is therefore denied.

IT IS SO ORDERED this 4th day of February, 2013.

  
\_\_\_\_\_  
ROBIN J. CAUTHRON  
United States District Judge